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SENATE BILL 34

49TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2009

INTRODUCED BY

Clinton D. Harden

AN ACT

REQUIRING THE HUMAN SERVICES DEPARTMENT TO APPLY FOR A FEDERAL
WAIVER OR MEDICAID STATE PLAN AMENDMENT FOR HOME- AND
COMMUNITY-BASED ADAPTIVE SKILL BUILDING SERVICES FOR
INDIVIDUALS AGED FIVE YEARS OLD AND UNDER DIAGNOSED WITH AUTISM
SPECTRUM DISORDER.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. A new section of the Public Assistance Act is
enacted to read:

"[NEW MATERIAL] TEMPORARY PROVISION--HOME- AND
COMMUNITY-BASED ADAPTIVE SKILL BUILDING SERVICES FOR
INDIVIDUALS AGED FIVE YEARS OLD AND UNDER DIAGNOSED WITH AUTISM
SPECTRUM DISORDER.--

A. By September 30, 2009, the department shall seek
federal approval through a federal waiver application for the
.175278.2

underscoring material = new
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1 provision of adaptive skill building services, as the
2 department defines them, to recipients who are five years of
3 age and under and have a diagnosed autism spectrum disorder.

4 B. As used in this section, "autism spectrum
5 disorder" means a neurobiological condition that includes the
6 following diagnoses as defined in the *Diagnostic and*
7 *Statistical Manual of Mental Disorders*, fourth edition, text
8 edition ("DSM-IV"), published by the American psychiatric
9 association:

- 10 (1) autism;
11 (2) Rett's syndrome; and
12 (3) pervasive developmental disorder/not
13 otherwise specified."

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